

**BEFORE THE
PHYSICIAN ASSISTANT BOARD
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

**In the Matter of the Accusation
Against:**

STACEY LITTLE, P.A.

Case No. 950-2015-000498

**Physician Assistant
License No. PA 16457**

Respondent

DECISION AND ORDER

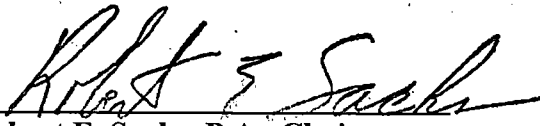
The attached Stipulated Settlement and Disciplinary Order is hereby adopted as the Decision and Order of the Physician Assistant Board, Medical Board of California, Department of Consumer Affairs, State of California.

This Decision shall become effective at 5:00 p.m. on February 9, 2018.

IT IS SO ORDERED January 12, 2018.

PHYSICIAN ASSISTANT BOARD

By:


Robert E. Sachs, P.A., Chair

1 XAVIER BECERRA
Attorney General of California
2 ALEXANDRA M. ALVAREZ
Supervising Deputy Attorney General
3 CHRISTINE A. RHEE
Deputy Attorney General
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8 *Attorneys for Complainant*

10 **BEFORE THE**
11 **PHYSICIAN ASSISTANT BOARD**
12 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

13 In the Matter of the Accusation Against:

Case No. 950-2015-000498

14 **STACEY LITTLE, P.A.**
15 **1560 Whisper Drive**
Chula Vista, CA 91915

OAH No. 2017061255

16 **Physician Assistant License No. PA 16457**

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

17 Respondent.

18
19 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
20 entitled proceedings that the following matters are true:

21 **PARTIES**

22 1. Maureen L. Forsyth (Complainant) is the Executive Officer of the Physician Assistant
23 Board (Board). She brought this action solely in her official capacity and is represented in this
24 matter by Xavier Becerra, Attorney General of the State of California, by Christine A. Rhee,
25 Deputy Attorney General.

26 2. Respondent Stacey Little, P.A. (Respondent) is represented in this proceeding by
27 attorney Earl M. Pott, Esq., whose address is: 501 West Broadway, Suite 600, San Diego, CA
28 92101.

1 3. On or about July 31, 2002, the Board issued Physician Assistant License No. PA
2 16457 to Stacey Little, P.A. (Respondent). The Physician Assistant License was in full force and
3 effect at all times relevant to the charges brought in Accusation No. 950-2015-000498, and will
4 expire on September 30, 2019, unless renewed.

5 **JURISDICTION**

6 4. Accusation No. 950-2015-000498 was filed before the Physician Assistant Board, and
7 is currently pending against Respondent. The Accusation and all other statutorily required
8 documents were properly served on Respondent on June 8, 2017. Respondent timely filed her
9 Notice of Defense contesting the Accusation.

10 5. A true and correct copy of Accusation No. 950-2015-000498 is attached as Exhibit A
11 and incorporated by reference as if fully set forth herein.

12 **ADVISEMENT AND WAIVERS**

13 6. Respondent has carefully read, fully discussed with counsel, and understands the
14 charges and allegations in Accusation No. 950-2015-000498. Respondent has also carefully read,
15 fully discussed with counsel, and understands the effects of this Stipulated Settlement and
16 Disciplinary Order.

17 7. Respondent is fully aware of her legal rights in this matter, including the right to a
18 hearing on the charges and allegations in the Accusation; the right to confront and cross-examine
19 the witnesses against her; the right to present evidence and to testify on her own behalf; the right
20 to the issuance of subpoenas to compel the attendance of witnesses and the production of
21 documents; the right to reconsideration and court review of an adverse decision; and all other
22 rights accorded by the California Administrative Procedure Act and other applicable laws.

23 8. Having the benefit of counsel, Respondent voluntarily, knowingly, and intelligently
24 waives and gives up each and every right set forth above.

25 **CULPABILITY**

26 9. Respondent does not contest that, at an administrative hearing, Complainant could
27 establish a *prima facie* case with respect to the charges and allegations contained in Accusation
28 No. 950-2015-000498, and that she has thereby subjected her license to disciplinary action.

10. Respondent agrees that if she ever petitions for early termination or modification of probation, or if the Board ever petitions for revocation of probation, all of the charges and allegations contained in Accusation No. 950-2015-000498 shall be deemed true, correct and fully admitted by Respondent for purposes of that proceeding or any other licensing proceeding involving Respondent in the State of California.

11. Complainant agrees that Respondent may file a petition for early termination of probation one year after the effective date of the Board's Decision.

12. Respondent agrees that her Physician Assistant License is subject to discipline and she agrees to be bound by the Board's probationary terms as set forth in the Disciplinary Order below:

RESERVATION

13. The admissions made by Respondent herein are only for the purposes of this proceeding, or any other proceedings in which the Physician Assistant Board or other professional licensing agency is involved, and shall not be admissible in any other criminal or civil proceeding.

CONTINGENCY

14. This stipulation shall be subject to approval by the Physician Assistant Board. Respondent understands and agrees that counsel for Complainant and the staff of the Physician Assistant Board may communicate directly with the Board regarding this stipulation and settlement, without notice to or participation by Respondent or her counsel. By signing the stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be admissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

15. The parties agree that this Stipulated Settlement and Disciplinary Order shall be null and void and not binding upon the parties unless approved and adopted by the Board, except for

1 this paragraph, which shall remain in full force and effect. Respondent fully understands and
2 agrees that in deciding whether or not to approve and adopt this Stipulated Settlement and
3 Disciplinary Order, the Board may receive oral and written communications from its staff and/or
4 the Attorney General's Office. Communications pursuant to this paragraph shall not disqualify
5 the Board, any member thereof, and/or any other person from future participation in this or any
6 other matter affecting or involving Respondent. In the event that the Board does not, in its
7 discretion, approve and adopt this Stipulated Settlement and Disciplinary Order, with the
8 exception of this paragraph, it shall not become effective, shall be of no evidentiary value
9 whatsoever, and shall not be relied upon or introduced in any disciplinary action by either party
10 hereto. Respondent further agrees that should this Stipulated Settlement and Disciplinary Order
11 be rejected for any reason by the Board, Respondent will assert no claim that the Board, or any
12 member thereof, was prejudiced by its/his/her review, discussion and/or consideration of this
13 Stipulated Settlement and Disciplinary Order or of any matter or matters related hereto.

14 **ADDITIONAL PROVISIONS**

15 16. This Stipulated Settlement and Disciplinary Order is intended by the parties herein to
16 be an integrated writing representing the complete, final and exclusive embodiment of the
17 agreements of the parties in the above-entitled matter.

18 17. The parties agree that copies of this Stipulated Settlement and Disciplinary Order,
19 including copies of the signatures of the parties, may be used in lieu of original documents and
20 signatures and, further, that such copies shall have the same force and effect as originals.

21 18. In consideration of the foregoing admissions and stipulations, the parties agree that
22 the Board may, without further notice or formal proceeding, issue and enter the following
23 Disciplinary Order:

24 **DISCIPLINARY ORDER**

25 IT IS HEREBY ORDERED that Physician Assistant License No. PA 16457 issued to
26 Respondent Stacey Little, P.A., is revoked. However, the revocation is stayed and Respondent is
27 placed on probation for three (3) years on the following terms and conditions:

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1 1. MEDICAL RECORD KEEPING COURSE: Within 60 calendar days of the
2 effective date of this decision, Respondent shall enroll in a course in medical record keeping
3 approved in advance by the Board or its designee. Respondent shall successfully complete the
4 course within the first 6 months of probation.

5 Respondent shall pay the cost of the course.

6 Respondent shall submit a certification of successful completion to the Board or its
7 designee within 15 days after completing the course.

8 2. CLINICAL TRAINING PROGRAM: Within 60 days of the effective date of this
9 decision, Respondent shall submit to the Board or its designee for prior approval, a clinical
10 training or educational program such as the Physician Assessment and Clinical Education
11 Program (PACE) offered by the University of California - San Diego School of Medicine or
12 equivalent program as approved by the Board or its designee. The exact number of hours and
13 specific content of the program shall be determined by the Board or its designee. The program
14 shall determine whether Respondent has successfully completed and passed the program.

15 Respondent shall pay the cost of the program.

16 If the program makes recommendations for the scope and length of any additional
17 educational or clinical training, treatment for any medical or psychological condition, or anything
18 else affecting Respondent's practice as a physician assistant, Respondent shall comply with the
19 program recommendations and pay all associated costs.

20 Respondent shall successfully complete and pass the program not later than six months
21 after Respondent's initial enrollment. The program determines whether or not the Respondent
22 successfully completes the program.

23 If Respondent fails to either 1) complete the program within the designated time period, or
24 2) to pass the program, as determined by the program, Respondent shall cease practicing as a
25 physician assistant immediately after being notified by the Board or its designee.

26 Respondent shall not treat pediatric patients as a physician assistant until Respondent has
27 successfully completed the program and has been so notified by the Board or its designee in
28 writing, except that Respondent may treat pediatric patients only in the program.

1 3. PROHIBITED PRACTICE AREAS: Pursuant to paragraph 2 of the Disciplinary
2 Order, above, Respondent is prohibited from treating pediatric patients prior to the successful
3 completion of a Clinical Training Program.

4 4. ON-SITE SUPERVISION:

5 Should Respondent successfully complete the Clinical Training Program and be permitted
6 to treat pediatric patients, Respondent's supervising physician shall be on site at least 75% of the
7 time Respondent is treating pediatric patients.

8 5. APPROVAL OF SUPERVISING PHYSICIAN: Within 30 days of the effective date
9 of this decision, Respondent shall submit to the Board or its designee for its prior approval the
10 name and license number of the supervising physician and a practice plan detailing the nature and
11 frequency of supervision to be provided. Respondent shall not practice until the supervising
12 physician and practice plan are approved by the Board or its designee.

13 Respondent shall have the supervising physician submit quarterly reports to the Board or its
14 designee.

15 If the supervising physician resigns or is no longer available, Respondent shall, within 15
16 days, submit the name and license number of a new supervising physician for approval.
17 Respondent shall not practice until a new supervising physician has been approved by the Board
18 or its designee.

19 6. NOTIFICATION OF EMPLOYER AND SUPERVISING PHYSICIAN: Respondent
20 shall notify her current and any subsequent employer and supervising physician(s) of the
21 discipline and provide a copy of the Accusation, Decision, and Order to each employer and
22 supervising physician(s) during her period of probation, before accepting or continuing
23 employment. Respondent shall ensure that each employer informs the Board or its designee, in
24 writing within 30 days, verifying that the employer and supervising physician(s) have received a
25 copy of the Accusation, Decision, and Order.

26 This condition shall apply to any change(s) in place of employment.

27 Respondent shall provide to the Board or its designee the names, physical addresses,
28 mailing addresses, and telephone numbers of all employers, supervising physicians, and work site

1 monitor, and shall inform the Board or its designee in writing of the facility or facilities at which
2 the person practices as a physician assistant.

3 Respondent shall give specific, written consent to the Board or its designee to allow the
4 Board or its designee to communicate with the employer, supervising physician, or work site
5 monitor regarding the licensee's work status, performance, and monitoring.

6 7. OBEY ALL LAWS: Respondent shall obey all federal, state, and local laws, and all
7 rules governing the practice of medicine as a physician assistant in California, and remain in full
8 compliance with any court ordered criminal probation, payments, and other orders.

9 8. QUARTERLY REPORTS: Respondent shall submit quarterly declarations under
10 penalty of perjury on forms provided by the Board or its designee, stating whether there has been
11 compliance with all the conditions of probation.

12 9. OTHER PROBATION REQUIREMENTS: Respondent shall comply with the
13 Board's probation unit. Respondent shall, at all times, keep the Board and probation unit
14 informed of Respondent's business and residence addresses. Changes of such addresses shall be
15 immediately communicated in writing to the Board and probation unit. Under no circumstances
16 shall a post office box serve as an address of record, except as allowed by California Code of
17 Regulations 1399.523.

18 Respondent shall appear in person for an initial probation interview with Board or its
19 designee within 90 days of the decision. Respondent shall attend the initial interview at a time
20 and place determined by the Board or its designee.

21 Respondent shall, at all times, maintain a current and renewed physician assistant license.

22 Respondent shall also immediately inform the probation unit, in writing, of any travel to
23 any areas outside the jurisdiction of California which lasts, or is contemplated to last, more than
24 thirty (30) days.

25 10. INTERVIEW WITH MEDICAL CONSULTANT: Respondent shall appear in
26 person for interviews with the Board's medical or expert physician assistant consultant upon
27 request at various intervals and with reasonable notice.

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1 11. NON-PRACTICE WHILE ON PROBATION: Respondent shall notify the Board or
2 its designee in writing within 15 calendar days of any periods of non-practice lasting more than
3 30 calendar days. Non-practice is defined as any period of time exceeding 30 calendar days in
4 which Respondent is not practicing as a physician assistant. Respondent shall not return to
5 practice until the supervising physician is approved by the Board or its designee.

6 If, during probation, Respondent moves out of the jurisdiction of California to reside or
7 practice elsewhere, including federal facilities, Respondent is required to immediately notify the
8 Board in writing of the date of departure and the date of return, if any.

9 Practicing as a physician assistant in another state of the United States or federal
10 jurisdiction while on active probation with the physician assistant licensing authority of that state
11 or jurisdiction shall not be considered non-practice.

12 All time spent in a clinical training program that has been approved by the Board or its
13 designee, shall not be considered non-practice. Non-practice due to a Board ordered suspension
14 or in compliance with any other condition or probation, shall not be considered a period of non-
15 practice.

16 Any period of non-practice, as defined in this condition, will not apply to the reduction of
17 the probationary term.

18 Periods of non-practice do not relieve Respondent of the responsibility to comply with the
19 terms and conditions of probation.

20 It shall be considered a violation of probation if for a total of two years, Respondent fails to
21 practice as a physician assistant. Respondent shall not be considered in violation for non-practice
22 as long as Respondent is residing and practicing as a physician assistant in another state of the
23 United States and is on active probation with the physician assistant licensing authority of that
24 state, in which case the two-year period shall begin on the date probation is completed or
25 terminated in that state.

26 12. UNANNOUNCED CLINICAL SITE VISIT: The Board or its designee may make
27 unannounced clinical site visits at any time to ensure that Respondent is complying with all terms
28 and conditions of probation.

1 13. CONDITION FULFILLMENT: A course, evaluation, or treatment completed after
2 the acts that gave rise to the charges in the Accusation, but prior to the effective date of the
3 Decision may, in the sole discretion of the Board or its designee, be accepted towards the
4 fulfillment of the condition.

5 14. COMPLETION OF PROBATION: Respondent shall comply with all financial
6 obligations (e.g., cost recovery, probation costs) no later than 60 calendar days prior to the
7 completion of probation. Upon successful completion of probation, Respondent's license will be
8 fully restored.

9 15. VIOLATION OF PROBATION: If Respondent violates probation in any respect, the
10 Board, after giving Respondent notice and the opportunity to be heard, may revoke probation and
11 carry out the disciplinary order that was stayed. If an accusation or petition to revoke probation is
12 filed against Respondent during probation, the Board shall have continuing jurisdiction until the
13 matter is final, and the period of probation shall be extended until the matter is final.

14 16. COST RECOVERY: Respondent is hereby ordered to reimburse the Physician
15 Assistant Board the amount of \$8,000.00 on a monthly basis over the course of the 36 months of
16 probation for its investigative costs. Failure to reimburse the Board's costs for its investigation
17 shall constitute unprofessional conduct and will subject Respondent's Physician Assistant License
18 to further disciplinary action, unless the Board agrees in writing to payment by an installment
19 plan because of financial hardship. The filing of bankruptcy by Respondent shall not relieve
20 Respondent of her responsibility to reimburse the Board for its investigative costs.

21 Any failure to fully comply with this term and condition of the Disciplinary Order shall
22 constitute unprofessional conduct and will subject Respondent's Physician Assistant License to
23 further disciplinary action.

24 17. PROBATION MONITORING COSTS: Respondent shall pay the costs associated
25 with probation monitoring each and every year of probation, as designated by the Board, which
26 may be adjusted on an annual basis. The costs shall be made payable to the Physician Assistant
27 Board and delivered to the Board no later than January 31 of each calendar year.

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1 18. VOLUNTARY LICENSE SURRENDER: Following the effective date of this
2 probation, if Respondent ceases practicing due to retirement, health reasons, or is otherwise
3 unable to satisfy the terms and conditions of probation, Respondent may request, in writing, the
4 voluntarily surrender of Respondent's license to the Board. Respondent's written request to
5 surrender her license shall include the following: her name, license number, case number, address
6 of record, and an explanation of the reason(s) why Respondent seeks to surrender her license.
7 The Board reserves the right to evaluate Respondent's request and to exercise its discretion
8 whether to grant the request, or to take any other action deemed appropriate and reasonable under
9 the circumstances. Respondent shall not be relieved of the requirements of her probation unless
10 the Board or its designee notifies Respondent in writing that Respondent's request to surrender
11 her license has been accepted. Upon formal acceptance of the surrender, Respondent shall, within
12 15 days, deliver Respondent's wallet and wall certificate to the Board or its designee and shall no
13 longer practice as a physician assistant. Respondent will no longer be subject to the terms and
14 conditions of probation and the surrender of Respondent's license shall be deemed disciplinary
15 action. If Respondent re-applies for a physician assistant license, the application shall be treated
16 as a petition for reinstatement of a revoked license.

17 ACCEPTANCE

18 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully
19 discussed it with my attorney, Earl M. Pott, Esq. I understand the stipulation and the effect it
20 will have on my Physician Assistant License. I enter into this Stipulated Settlement and
21 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the
22 Decision and Order of the Physician Assistant Board.

23
24 DATED: 11/10/17

Stacey Little
25 STACEY LITTLE, P.A.
Respondent

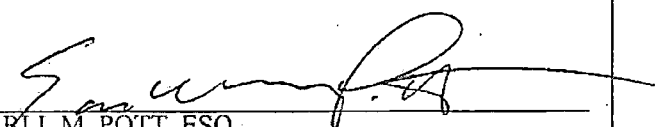
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1 I have read and fully discussed with Respondent Stacey Little, P.A., the terms and
2 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.
3 I approve its form and content.

4 DATED: 11/13/2017


EARLL M. POTT, ESQ.
Attorney for Respondent

6 **ENDORSEMENT**

7 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
8 submitted for consideration by the Physician Assistant Board.

9 Dated:

Respectfully submitted,

10 XAVIER BECERRA
11 Attorney General of California
12 ALEXANDRA M. ALVAREZ
13 Supervising Deputy Attorney General

14 CHRISTINE A. RHEE
15 Deputy Attorney General
16 *Attorneys for Complainant*

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1 I have read and fully discussed with Respondent Stacey Little, P.A., the terms and
2 conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order.
3 I approve its form and content.

4 DATED: _____

EARLL M. POTT, ESQ.
Attorney for Respondent

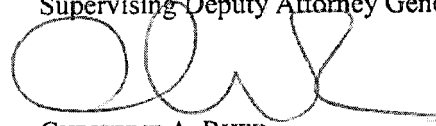
6 **ENDORSEMENT**

7 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
8 submitted for consideration by the Physician Assistant Board.

9 Dated: 11/13/17

Respectfully submitted,

XAVIER BECERRA
Attorney General of California
ALEXANDRA M. ALVAREZ
Supervising Deputy Attorney General



CHRISTINE A. RHEE
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

Accusation No. 950-2015-000498

1 XAVIER BECERRA
Attorney General of California
2 ALEXANDRA M. ALVAREZ
Supervising Deputy Attorney General
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8 *Attorneys for Complainant*

10 BEFORE THE
11 PHYSICIAN ASSISTANT BOARD
DEPARTMENT OF CONSUMER AFFAIRS
12 STATE OF CALIFORNIA

13 In the Matter of the Accusation Against:

Case No. 950-2015-000498

14 STACEY LITTLE, P.A.
15 1560 Whisper Drive
Chula Vista, CA 91915

ACCUSATION

16 Physician Assistant License No. PA 16457,

17 Respondent.

18
19 Complainant alleges:

20 PARTIES

21 1. Maureen L. Forsyth (Complainant) brings this Accusation solely in her official
22 capacity as the Executive Officer of the Physician Assistant Board, Department of Consumer
23 Affairs.

24 2. On or about July 31, 2002, the Physician Assistant Board issued Physician Assistant
25 License No. PA 16457 to Stacey Little, P.A. (Respondent). Physician Assistant License No. PA
26 16457 was in full force and effect at all times relevant to the charges brought herein and will
27 expire on September 30, 2017, unless renewed.

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4. Section 3527 of the Code states, in pertinent part:

“(b) The board may order the denial of an application for, or the suspension or revocation of, or the imposition of probationary conditions upon, an approved program after a hearing as required in Section 3528 for a violation of this chapter or the regulations adopted pursuant thereto.

5. Section 3528 of the Code states:

6. Section 2227 of the Code states:

///

1 into a stipulation for disciplinary action with the board, may, in accordance with the
2 provision of this chapter:

3 “(1) Have his or her license revoked upon order of the board.

4 “(2) Have his or her right to practice suspended for a period not to exceed one
5 year upon order of the board.”

6 “(3) Be placed on probation and be required to pay the costs of probation
7 monitoring upon order of the board.

8 “(4) Be publicly reprimanded by the board. The public reprimand may include a
9 requirement that the licensee complete relevant educational courses approved by the
10 board.

11 “(5) Have any other action taken in relation to discipline as part of an order of
12 probation, as the board or an administrative law judge may deem proper.

13 “(b) Any matter heard pursuant to subdivision (a), except for warning letters,
14 medical review or advisory conferences, professional competency examinations,
15 continuing education activities, and cost reimbursement associated therewith that are
16 agreed to with the board and successfully completed by the licensee, or other matters
17 made confidential or privileged by existing law, is deemed public, and shall be made
18 available to the public by the board pursuant to Section 803.1.”

19 7. Section 2234 of the Code states, in pertinent part:

20 “The board shall take action against any licensee who is charged with
21 unprofessional conduct. In addition to other provisions of this article, unprofessional
22 conduct includes, but is not limited to, the following:

23 “(a) Violating or attempting to violate, directly or indirectly, assisting in or
24 abetting the violation of, or conspiring to violate any provision of this chapter.

25 “(b) Gross negligence.

26 “(c) Repeated negligent acts. To be repeated, there must be two or more
27 negligent acts or omissions. An initial negligent act or omissions followed by a
28

///

1 separate and distinct departure from the applicable standard of care shall constitute
2 repeated negligent acts.

3 “(1) An initial negligent diagnosis followed by an act or omissions medically
4 appropriate for that negligent diagnosis of the patient shall constitute a single negligent
5 act.

6 “(2) When the standard of care requires a change in the diagnosis, act, or
7 omission that constitutes the negligent act described in paragraph (1), including, but
8 not limited to, a reevaluation of the diagnosis or a change in treatment, and the
9 licensee’s conduct departs from the applicable standard of care, each departure
10 constitutes a separate and distinct breach of the standard of care.

11 “...”

12 8. Section 2266 of the Code states:

13 “The failure of a physician and surgeon to maintain adequate and accurate
14 records relating to the provision of services to their patients constitutes unprofessional
15 conduct.”

16 COST RECOVERY

17 9. Section 125.3 of the Code states, in pertinent part, that the Board may request the
18 administrative law judge to direct a licensee found to have committed a violation or violations of
19 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
20 enforcement of the case.

21 FIRST CAUSE FOR DISCIPLINE 22 (Gross Negligence)

23 10. Respondent has subjected her Physician Assistant License No. PA 16457 to
24 disciplinary action under sections 3527, 2227 and 2234, subdivision (b), of the Code, in that she
25 committed gross negligence in the care of Patient J.M.,¹ as more particularly alleged hereinafter:

26 ///

27 _____
28 ¹ Initials are used to protect the patients’ privacy.

1 11. On or about November 17, 2014, Respondent saw Patient J.M., a six-year, four-
2 month old female, and her mother for a sick child visit. Patient J.M.'s mother brought Patient
3 J.M. to the clinic for a cough and nasal congestion lasting three days, and for a fever. Patient
4 J.M.'s mother also reported that Patient J.M. might have had dysuria² in the previous week which
5 had since resolved.

6 12. On or about November 17, 2014, Respondent performed a physical examination of
7 Patient J.M. and ordered a dip urinalysis, but did not order a full urine culture. Respondent did
8 not document Patient J.M.'s vital signs, specifically her blood pressure, heart rate, respiratory
9 rate, and weight, in the medical record.

10 13. On or about November 17, 2014, the dip urinalysis showed positive for leukocytes.
11 Respondent diagnosed Patient J.M. with a viral upper respiratory tract infection and prescribed
12 Ibuprofen.

13 14. On or about November 17, 2014, Patient J.M.'s urine sample was reflexively sent for
14 full urinalysis which showed abnormal results for the white blood count. The records show that
15 Respondent viewed the results of the full urinalysis on or about November 18, 2014, at 2:57 p.m.

16 15. On or about November 18, 2014, at 2:56 p.m., Respondent documented a follow up
17 phone call she made to Patient J.M.'s mother. Patient J.M.'s mother stated that Patient J.M. still
18 had a fever which was being treated with Tylenol, continued urinating frequently without pain,
19 and had a mild cough. Respondent advised the mother to go to the emergency room if Patient
20 J.M.'s fever increased or there was a change in status, and Respondent documented that she
21 would send a note to nursing to schedule a follow up appointment.

22 16. On or about November 25, 2014, witness M.O., an employee of the clinic, spoke to
23 Patient J.M.'s mother on the phone and gave her the urinalysis results. Patient J.M.'s mother
24 stated that she took Patient J.M. to the emergency room on November 24, 2014 for prolonged
25 fever, and that the urinalysis they performed in the hospital tested positive for leukocytes and
26 bacteria. Patient J.M. was treated with antibiotics at the hospital.

27 _____
28 ² Dysuria is pain or discomfort when urinating.

1 17. Respondent committed gross negligence in her care and treatment of Patient J.M. for
2 failing to order a full urine culture and treat Patient J.M., a febrile patient with pyuria,³ with
3 antibiotics.

4 **SECOND CAUSE FOR DISCIPLINE**
5 **(Repeated Negligent Acts)**

6 18. Respondent has further subjected her Physician Assistant License No. PA 16457 to
7 disciplinary action under sections 3527, 2227 and 2234, subdivision (c), of the Code, in that she
8 committed repeated negligent acts in the care and treatment of patients J.M., M.T., J.D., L.G., and
9 L.T., as more particularly alleged hereinafter:

10 **Patient J.M.**

11 19. Respondent committed repeated negligent acts in her care and treatment of patient
12 J.M., as more particularly alleged in paragraphs 10 through 17, above, which are hereby
13 incorporated by reference and realleged as if fully set forth herein, and for failing to ensure the
14 completion and documentation of Patient J.M.'s vital signs during her clinic visit.

15 **Patient M.T.**

16 20. On or about November 10, 2014, Respondent saw Patient M.T., a four-year, nine-
17 month old female with a history of asthma, and her mother for a sick child visit. Patient M.T.'s
18 mother brought Patient M.T. to the clinic for a cough and runny nose that she had for
19 approximately eight days. Patient M.T. was wheezing and previously had a fever which was
20 treated with Tylenol.

21 21. On or about November 10, 2014, Respondent performed a physical examination of
22 Patient M.T. and diagnosed her with an upper respiratory infection and exacerbation of asthma.
23 Respondent prescribed Azithromycin and Prednisolone,⁴ 15 mg/5 mL oral syrup, to be taken at 5
24 mL daily for five days.

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27 ³ Pyuria is the presence of white blood cells in urine.

28 ⁴ Prednisolone is a steroid used to treat many different conditions, including breathing problems
and asthma.

1 22. On or about November 11, 2014, Patient M.T. and her mother saw Dr. K. S.-Q. for a
2 follow up visit. Dr. K. S.-Q. reviewed Patient M.T.'s prescribed medications and adjusted the
3 dosage for Prednisolone to 15 mg/5 mL oral syrup, to be taken at 6 mL twice daily for two
4 additional days.

5 23. Respondent committed a negligent act in the care and treatment of Patient M.T. by
6 prescribing Prednisolone at a lower dosage than the standard 1-2 mg/kg/day for five days dosage.

7 Patient J.D.

8 24. On or about December 29, 2014, Respondent saw Patient J.D., a five-year, 10-month
9 old female, and her mother for a sick child visit. Patient J.D.'s mother brought Patient J.D. to the
10 clinic for upper and lower back pain of approximately one week in duration, with no injury or
11 fall.

12 25. On or about December 29, 2014, Respondent performed a physical examination of
13 Patient J.D., reviewing most systems and ordering labs. Respondent, however, did not perform a
14 neurological examination on Patient J.D.

15 26. Respondent committed a negligent act in the care and treatment of Patient J.D. for
16 failing to perform a detailed neurological examination on a patient complaining of acute back
17 pain with no mechanism of injury.

18 Patient L.G.

19 27. On or about August 18, 2014, Respondent saw Patient L.G., a 10-month old female,
20 and her mother for a sick child visit. Patient L.G.'s mother brought Patient L.G. to the clinic for a
21 cough that persisted for two days, wheezing, and a runny nose.

22 28. On or about August 18, 2014, Respondent performed a physical examination of
23 Patient L.G. To treat Patient L.G.'s cough and wheezing, Respondent prescribed Prednisolone,
24 15 g/5 mL oral syrup, to take 1 mL daily for five days.

25 29. Respondent committed a negligent act in the care and treatment of Patient L.G. by
26 prescribing Prednisolone at a lower dosage than the standard 1-2 mg/kg/day for five days dosage.

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1 Patient L.T.

2 30. On or about December 1, 2014, Respondent saw Patient L.T., a one-year, five-month
3 old male, and his parents for a routine physical.

4 31. On or about December 1, 2014, Respondent observed that Patient L.T. appeared to be
5 pale, but did not document this in the medical record. Respondent also did not document that she
6 took a history or performed a physical examination of Patient L.T. Respondent did note in the
7 medical record that Patient L.G. had an upper respiratory infection, and prescribed
8 Acetaminophen 160 mg/5 mL to be taken orally 2.5 mL every four to six hours as needed for
9 fever and pain, not to exceed 75 mg/kg/day. Respondent prescribed Acetaminophen at 7.3
10 mg/kg/dose. The proper dosage of Acetaminophen for a child of Patient L.T.'s weight is 10-15
11 mg/kg/dose.

12 32. Respondent committed negligent acts in the care and treatment of Patient L.T. for the
13 following:

- 14 (a) Failing to document a history, review of systems, and the exam finding that
15 Patient L.T. was pale; and
16 (b) Prescribing Acetaminophen at a dose lower than the recommended amount.

17 **THIRD CAUSE FOR DISCIPLINE**
18 **(Failure to Maintain Adequate and Accurate Medical Records)**

19 33. Respondent has further subjected her Physician Assistant License No. PA 16457 to
20 disciplinary action under sections 3527, 2227 and 2234, as defined in section 2266, of the Code,
21 in that she failed to maintain adequate and accurate records in connection with her care and
22 treatment of patients J.M. and L.T., as more particularly alleged in paragraphs 11 through 19 and
23 30 through 32, above, which are hereby incorporated by reference and realleged as if fully set
24 forth herein.

25 **FOURTH CAUSE FOR DISCIPLINE**
26 **(General Unprofessional Conduct)**

27 34. Respondent has further subjected her Physician Assistant License No. PA 16457 to
28 disciplinary action under sections 3527, 2227 and 2234, of the Code, in that she has engaged in

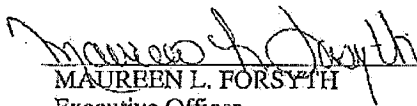
1 conduct which breaches the rules or ethical code of the medical profession, or conduct which is
2 unbecoming to a member in good standing of the medical profession, and which demonstrates an
3 unfitness to practice medicine, as more particularly alleged in paragraphs 11 through 33, above,
4 which are hereby incorporated by reference and realleged as if fully set forth herein.

5 PRAYER

6 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
7 and that following the hearing, the Physician Assistant Board issue a decision:

- 8 1. Revoking or suspending Physician Assistant License No. PA 16457, issued to
9 Respondent Stacey Little, P.A.;
- 10 2. Ordering Respondent Stacey Little, P.A., to pay the Physician Assistant Board the
11 reasonable costs of the investigation and enforcement of this case, pursuant to Business and
12 Professions Code section 125.3; and, if placed on probation, the costs of probation monitoring;
13 and
- 14 3. Taking such other and further action as deemed necessary and proper.

15
16 DATED: June 8, 2017


MAUREEN L. FORSYTH
Executive Officer
Physician Assistant Board
State of California
Complainant

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